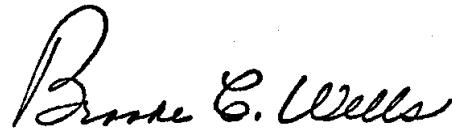

IN THE UNITED STATES DISTRICT COURT
CENTRAL DIVISION, DISTRICT OF UTAH

GARY A. MITCHELL, : Case No. 2:04-CV-1129 PC
Plaintiff, : REPORT AND RECOMMENDATION
vs. :
ARGENT MORTGAGE COMPANY, LLC., : JUDGE PAUL G. CASSELL
AMERIQUEST MORTGAGE COMPANY and : MAGISTRATE JUDGE BROOKE C.
PETTEY & ASSOCIATES, LC. : WELLS
Defendants.

Before the court is Plaintiff, Gary A. Mitchell's, Notice or Motion of Withdrawl [sic]. Pursuant to 28 U.S.C. 636(b)(1)(B), this court hereby RECOMMENDS that Plaintiff's motion be granted and the case closed.

DATED this 11th day of May, 2005.

BY THE COURT:



BROOKE C. WELLS
United States Magistrate Judge